

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Plaintiff,

v.

\$40,200.00 IN UNITED STATES  
CURRENCY,

Defendant.

3:14-cv-0229-LRH-VPC

ORDER

Before the court is the United States' motion to strike the answer of claimant Eric L. Christensen ("Christensen") (Doc. #9). Doc. #11.

This is a civil forfeiture action. On April 30, 2014, the United States filed a complaint for forfeiture of \$40,200.00 in United States currency. Doc. #1. In response, Christensen filed an answer to the complaint. Doc. #9. Thereafter, the United States filed the present motion to strike. Doc. #11.


In the motion to strike, the United States argues that Christensen's answer should be stricken because he failed to first file a verified claim, the filing of which is a jurisdictional prerequisite to Christensen's participation in the forfeiture proceeding. *See* Doc. #11. However, after the filing of the motion to strike Christensen filed both a verified notice of claim (Doc. #13) and an amended answer (Doc. #14). The filing of the amended answer supersedes the original answer in its entirety. Further, because the amended answer was filed after Christensen filed a

1 verified claim, he has met the jurisdictional threshold to participate in this action. Therefore, the  
2 court shall deny the United States' motion to strike.

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4 IT IS THEREFORE ORDERED that the United States' motion to strike (Doc. #11) is  
5 DENIED.

6 IT IS SO ORDERED.

7 DATED this 7th day of November, 2014.

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10 LARRY R. HICKS  
11 UNITED STATES DISTRICT JUDGE  
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